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PTO/SB/31 (09-06)

**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

MIT-60 CON 6

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]
on 10/13/2006

Signature

Mark J. Pandiscio

Typed or printed
name

Mark J. Pandiscio

In re Application of
Edwin C. Bartlett

Application Number
10/811,691

Filed
03/29/2004

For **APPARATUS AND METHOD FOR ANCHORING SUTURES**

Art Unit

3734

Examiner

Gary Jackson

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 500.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____
- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 16-0221. I have enclosed a duplicate copy of this sheet.
- ☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)
- ☒ attorney or agent of record.
Registration number 30,883
- ☐ attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. _____

Mark J. Pandiscio 10/13/06
Signature

Mark J. Pandiscio
Typed or printed name

781-290-0060
Telephone number

10/13/2006
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Edwin C. Bartlett
Serial No.: 10/811,691
Filing Date: 03/29/2004
For: APPARATUS AND METHOD FOR ANCHORING SUTURES
Group Art Unit: 3734
Examiner: Gary Jackson
Attorney's Docket No.: MIT-60 CON 6

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October 13, 2006

(DATE OF DEPOSIT)

Mark J. Pandiscio

(NAME OF ATTORNEY)

Mark J. Pandiscio 10/13/06

(SIGNATURE)

October 13, 2006

(DATE OF SIGNATURE)

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P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMMUNICATION ACCOMPANYING NOTICE OF APPEAL

On June 22, 2006, Applicant submitted a response to the final rejection contained in the Official Action mailed April 13, 2006. Inasmuch as Applicant has not yet received a further communication from the U.S. Patent and Trademark Office in connection with this patent application, Applicant is now filing the enclosed Notice of Appeal in order to preserve Applicant's rights.

MIT-60 CON 6

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In the event that any additional fees may be required in this matter, please charge the same, or credit any overpayment, to Deposit Account No. 16-0221.

Thank you.

Respectfully submitted,

Man/andini 10/13/08

Mark J. Pandiscio

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